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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

10
11 CHARLENE M. OLER,

12 Plaintiff,

13 vs.

14 HARTFORD LIFE AND ANNUITY
INSURANCE COMPANY;
15 CHERYL L. LOVE, Examiner,
HARTFORD LIFE AND ANNUITY
16 INSURANCE COMPANY; RENEE
LUGO, HARTFORD LIFE AND
17 ANNUITY INSURANCE COMPANY;
and DOES 1 through 9,

18 Defendants.
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CASE NO. C 03 3701 VRW

**STIPULATION AND ~~[PROPOSED]~~
ORDER**

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1 Plaintiff Charlene M. Oler ("Oler") and Defendant Hartford Life and Annuity
2 Insurance Company ("Hartford"), hereby stipulate and request as follows:
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4 The parties are currently scheduled to participate in a mediation before Mr.
5 Martin Quinn at JAMS in San Francisco on Thursday, December 15, 2005. (The
6 parties had previously planned to attend a mediation in November but had to
7 reschedule it due to a scheduling conflict.) The parties are currently scheduled to
8 file motions for partial summary judgment so that they can be heard on or before
9 January 19, 2006. As such, motions would have to be filed by December 12, 2005,
10 three days before the parties' mediation. The parties therefore request that the
11 motion hearing date be continued for approximately thirty days, so that the parties
12 have an opportunity to explore settlement prior to incurring the costs for preparation
13 and filing of motions for summary adjudication. The parties also request this
14 continuance, because they are concerned that it may be more difficult to reach a
15 settlement in this matter after the costs and resources for preparing dispositive
16 motions has been expended. The parties do not seek a continuance of the Trial and
17 Pre-trial Conference dates in this stipulation. (The parties previously sought and
18 were granted one extension of the pre-trial dates.)

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Wherefore, the parties respectfully request that the last day for hearing dispositive motions be continued from January 19, 2006 to February 21, 2006, to allow the parties sufficient time to attempt to resolve this matter, prior to filing motions for summary adjudication.

DATED: November 28, 2005

OLER & OLER
 CURTIS G. OLER
 CREIGHTON G. OLER

By: /s/ Curtis G. Oler

CURTIS G. OLER
 Attorneys for Plaintiff CHARLENE M. OLER

DATED: November 28, 2005

GALTON & HELM LLP
 DANIEL W. MAGUIRE
 EDITH S. SHEA

By: /s/ Edith S. Shea

EDITH S. SHEA
 Attorneys for Defendant HARTFORD LIFE
 AND ANNUITY INSURANCE COMPANY

ORDER

IT IS HEREBY ORDERED that the hearing date for dispositive motions be continued from January 19, 2006 to ~~February 21, 2006~~.

Feb. 23, 2006 at 2:00 pm

DATED: 12/2/2005

UNITED STATES DISTRICT COURT JUDGE

